

1FW

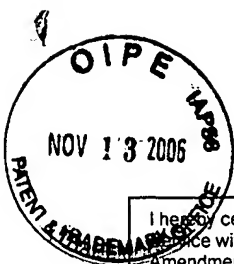
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/773,627	
	Filing Date	February 5, 2004	
	First Named Inventor	Bryan HIROMOTO	
	Art Unit	1655	
	Examiner Name	M. Meller	
Total Number of Pages in This Submission	3	Attorney Docket Number	437472000210

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (2 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<div>Remarks</div> <p>Customer No. 25225</p>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MORRISON & FOERSTER LLP		
Signature			
Printed name	Kate H. Murashige		
Date	November 6, 2006	Reg. No.	29,959

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Dated: November 6, 2006	Signature: (Marian L. Christopher)



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 6, 2006

Signature:

Marian L. Christopher
(Marian L. Christopher)

Docket No.: 437472000210
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bryan HIROMOTO

Application No.: 10/773,627

Confirmation No.: 8349

Filed: February 5, 2004

Art Unit: 1655

For: IMPROVED PESTICIDE MICROEMULSIONS
AND DISPERSANT/PENETRANT
FORMULATIONS

Examiner: M. Meller

RESPONSE TO OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to an Office Action herein mailed 13 October 2006, time for response to which was set to expire 13 November 2006. This Office Action requested clarification of the components listed for formulation 122699-6 in Table 2 on page 21, which was the formulation elected by applicants in the response to a restriction requirement. Applicants appreciate the return phone message from Examiner Meller explaining that this is a request for a walkthrough of the nature of the components listed for this formulation in Table 2. This is provided as follows:

Element (a) of claim 19, a saccharide, esterified to at least one monounsaturated C₁₆-C₂₀ fatty acid, is the sugar alcohol ester Toximul SEE-340. This is set forth on page 21 at lines 10-11. Aromatic 100 listed in Table 2 is simply a solvent for this ingredient as noted in that section.

Element (b), the anionic surfactant blend is 1910 as described, for example, on page 13 at lines 22-24 and on page 20 at lines 9-10.

Element (c), the microemulsion surfactant blend, is H306A as noted on page 20 at lines 5-8 and page 12 at lines 24-28.

The optional Element (d) - ethoxylated linear alcohols of C₈-C₁₁ in this composition comprises 91-2.5 and 1-7 as described on page 19 beginning at line 29 through page 20, line 5.

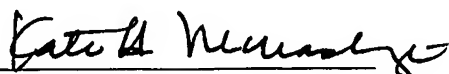
Applicants believe this may clarify the election of species provided in the previous response.

Should there be any further clarification required, a telephone call to the undersigned is respectfully requested.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **docket no. 437472000210**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: November 2, 2006

Respectfully submitted,

By 
Kate H. Murashige
Registration No.: 29,959
MORRISON & FOERSTER LLP
12531 High Bluff Drive
Suite 100
San Diego, California 92130-2040
Telephone: (858) 720-5112
Facsimile: (858) 720-5125